

United States District Court  
Southern District of Texas  
FILED

DEC 6 2018

David J. Bradley, Clerk

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
McALLEN DIVISION

UNITED STATES OF AMERICA

v.

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Criminal No.

M-18-1987

JAVIER HERNANDEZ  
also known as Javi

JOSE GUADALUPE PADILLA  
also known as Lupe

SEALED INDICTMENT

THE GRAND JURY CHARGES:

Count One

From on or about November 1, 2017 and continuing up to and including the date of the return of the indictment, in the Southern District of Texas and within the jurisdiction of the Court, defendants,

JAVIER HERNANDEZ  
also known as Javi  
and

did knowingly and intentionally conspire and agree together and with other persons known and unknown to the Grand Jurors, to possess with intent to distribute a controlled substance. The controlled substance involved was 5 kilograms or more of a mixture or substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 846, 841(a)(1), and 841(b)(1)(A).

Count Two

On or about December 2, 2017, in the Southern District of Texas and within the jurisdiction of the Court, defendants,

**JAVIER HERNANDEZ**  
also known as Javi  
and

did knowingly and intentionally possess with intent to distribute a controlled substance. The controlled substance involved was 500 grams or more, that is, approximately 4 kilograms of a mixture or substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B) and Title 18, United States Code, Section 2.

**Count Three**

On or about February 8, 2018, in the Southern District of Texas and within the jurisdiction of the Court, defendant,

**JAVIER HERNANDEZ**  
also known as Javi

did knowingly and intentionally possess with intent to distribute a controlled substance. The controlled substance involved was 5 kilograms or more, that is, approximately 5.3 kilograms of a mixture or substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A) and Title 18, United States Code, Section 2.

**Count Four**

From on or about August 1, 2017 and continuing up to and including the date of the return of the indictment, in the Southern District of Texas and within the jurisdiction of the Court, defendants,

**JAVIER HERNANDEZ**  
also known as Javi

**JOSE GUADALUPE PADILLA**  
also known as Lupe

did knowingly and intentionally conspire and agree together and with other persons known and unknown to the Grand Jurors, to possess with intent to distribute a controlled substance. The controlled substance involved was 100 kilograms or more of a mixture or substance containing a detectable amount of marijuana, a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 846, 841(a)(1), and 841(b)(1)(B).

A TRUE BILL

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FOREPERSON ✓

RYAN K. PATRICK  
UNITED STATES ATTORNEY

ASSISTANT UNITED STATES ATTORNEY

